

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2009**

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**BILL DRAFT 2009-TD-26 [v.7] (03/12)**

**(THIS IS A DRAFT AND IS NOT READY FOR INTRODUCTION)**

**3/16/2010 1:46:44 PM**

Short Title: County Commissioners Draft.

(Public)

Sponsors: .

Referred to:

A BILL TO BE ENTITLED  
AN ACT TO AMEND THE STATUTES GOVERNING EMERGENCY TELEPHONE  
SERVICE AS RECOMMENDED BY THE NC ASSOCIATION OF COUNTY  
COMMISSIONERS.

The General Assembly of North Carolina enacts:

**SECTION 1.(a)** G.S. 62A-41(a) reads as rewritten:

**"§ 62A-41. 911 Board.**

(a) Membership. – The 911 Board is established in the Office of Information Technology Services. The 911 Board consists of ~~17~~21 members as follows:

- ...
- (2) ~~Six~~Eight members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives as follows:
- a. An individual who is a sheriff.
  - b. Two individuals who represent CMRS providers operating in North Carolina.
  - c. An individual who represents the North Carolina chapter of the Association of Public Safety Communications Officials (APCO).
  - d. Two individuals who represent local exchange carriers operating in North Carolina, one of whom represents a local exchange carrier with less than 50,000 access lines.
  - e. An individual who represents county government management upon the recommendation of the North Carolina Association of County Commissioners.
  - f. An individual who represents fire and rescue officials upon the recommendation of the North Carolina League of Municipalities.
- (3) ~~Six~~Eight members appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate as follows:
- a. An individual who is a chief of police.
  - b. Two individuals who represent CMRS providers operating in North Carolina.
  - c. An individual who represents the North Carolina chapter of the National Emergency Number Association (NENA).

- d. Two individuals who represent local exchange carriers operating in North Carolina, one of whom represents a local exchange carrier with less than 200,000 access lines.
- e. An individual who represents county emergency management officials as recommended by the North Carolina Association of County Commissioners.
- f. An individual who represents city government management officials upon the recommendation of the North Carolina League of Municipalities.

..."

**SECTION 1.(b)** Article 3 of Chapter 105 of the General Statutes is amended by adding a new section to read:

**"§ 62A-54. PSAP Operating Standards subcommittee.**

(a) Purpose. – A standing subcommittee of the 911 Board must determine the operating standards of PSAPs that receive distributions from the 911 Fund. The subcommittee must determine the following:

- (1) The operating standards of PSAPs.
- (2) The time period in which PSAPs must implement newly adopted standards.
- (3) The consequences for failure to implement standards, including the reduction in distributions from the 911 Fund.

(b) Members. – The subcommittee consists of the following 11 members of the 911 Board:

- (1) Three of the members appointed by the Governor as follows:
  - a. The individual who represents municipalities appointed upon the recommendation of the North Carolina League of Municipalities.
  - b. The individual who represents counties appointed upon the recommendation of the North Carolina Association of County Commissioners.
  - c. The individual who represents the North Carolina chapter of the National Emergency Number Association (NENA).
- (2) Four of the members appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives as follows:
  - a. The individual who is a sheriff.
  - c. The individual who represents the North Carolina chapter of the Association of Public Safety Communications Officials (APCO).
  - e. The individual who represents county government upon the recommendation of the North Carolina Association of County Commissioners.
  - f. The individual who represents fire and rescue officials upon the recommendation of the North Carolina League of Municipalities.
- (3) Four of the members appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate as follows:
  - a. The individual who is a chief of police.
  - c. The individual who represents the North Carolina chapter of the National Emergency Number Association (NENA).
  - e. The individual who represents county emergency management officials as recommended by the North Carolina Association of County Commissioners.
  - f. The individual who represents city emergency management officials upon the recommendation of the North Carolina League of Municipalities.

1       (c)     Review and publication. – The standards must be established by the subcommittee  
2 by July 1, 2011. The standards must be published and distributed to all PSAPs that receive  
3 distributions from the 911 Fund. The subcommittee must review the standards on an annual  
4 basis."

5       ..."

6       **SECTION 2.** G.S. 62A-46 is amended by adding a new subsection (c1) to read:

7       "(c1) Radio Communications Equipment. – After the expenditures under  
8 subsection (c) are made, a PSAP that satisfies the operating standards  
9 established by the Board may use any remaining distributions for the lease,  
10 purchase, or maintenance of radio communications equipment including  
11 necessary hardware and software, base station transmitters, towers,  
12 microwave links and antennae used to dispatch emergency calls from the  
13 PSAP. A PSAP that receives a distribution from the 911 Fund may not use  
14 the amount received to pay for the cost of communication devices used by  
15 emergency responders."

16       **SECTION 3.** For fiscal year 2010, the 911 Board may allow one-time grants for  
17 the non-eligible expenses for consolidating one or more PSAPs. The costs may include  
18 construction costs. The expenditures for consolidation must be made in fiscal years beginning  
19 in 2010 and 2011. All expenditures must be reported to the 911 Board and approved by the  
20 911 Board.

21       **SECTION 4.** This act is effective when it becomes law.